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ILLINOIS COMMERCE COMMISSION

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ILLINOIS
COMMERCE COMMISSION

2004 JUL -2 P 12:42

CHIEF CLERK'S OFFICE

Ronan Heaney

Plaintiffs,

v.

No. 02-0384

Peoples Gas Light and Coke Company

Defendants.

BRIEF ON EXCEPTIONS TO PROPOSED ORDER

Plaintiff/ Petitioner, Ronan Heaney, hereby takes exception to the proposed order in the above referenced case. Specifically, Petitioner objects as follows:

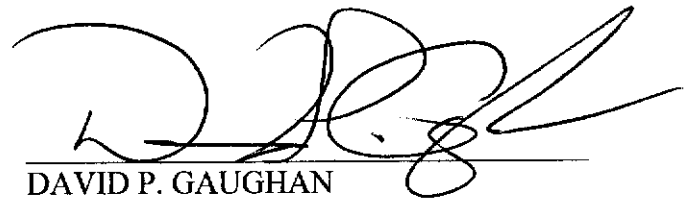
Exceptions to Factual Findings

1. While it is true that Counsel for Heaney did not appear on April 14th because of a conflict, petitioner did not receive notice of the May 20 date. Petitioner requests that that reference be omitted. Moreover, the record should reflect that Petitioner has appeared countless times; partially, because Peoples Gas has changed lawyer's three times.

2. Petitioner objects to the finding that "it is apparent that he does not intend to proceed with this matter." Petitioner wholeheartedly intends to proceed with this matter and requests that the order reflect plaintiff's intentions.

Exceptions to Findings and Ordering Paragraphs

1. Petitioner objects to paragraph (4) and requests that paragraph (4) and everything following it either be omitted or changed to read: the complaint filed by Ronan Heaney on May 29, 2002 should not be dismissed. The case is continued to July 23rd at 10:00 A.M. for status or such other time and date that is convenient for the court.



DAVID P. GAUGHAN
Attorney for Ronan Heaney

DAVID P. GAUGHAN

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ILLINOIS COMMERCE COMMISSION

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NOTICE OF FILING

To: Brett J. Beattie
McGuire Woods
77 West Wacker Drive Suite 4400
Chicago, Illinois 60610

Honorable Judge Sainsot
527 East Capitol Avenue
Springfield, Illinois 62701

PLEASE TAKE NOTICE that on June 30, 2004 I filed a Brief on Exceptions to proposed order with the Illinois Commerce Commission.

David P. Gaughan
Attorney at Law
6687 N. Northwest Highway
Chicago, Illinois 60631
(773)763-2617 Firm No. 36914

PROOF OF SERVICE

I, David P. Gaughan, an attorney, certify that I caused this Notice to be served by mailing a copy to the above listed address, and depositing same in the U.S. Mail Chute at Norwood Park Post Office, Chicago, Illinois before the hour of 5:00 p.m. on June 30, 2004.

and Brief on Exceptions to proposed order